

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION**

**SHAUL SHIRHASHIRIM  
ADC #140176**

**PLAINTIFF**

**v. No. 5:19-cv-11-DPM-JJV**

**WALTER WASHINGTON,  
Lieutenant, Varner Unit**

**DEFENDANT**

**ORDER**

The February 2021 trial date has generated a dispute about when Shirhashirim's appointed lawyer can inspect Varner Unit's Cell Block 2, Zone 2, Cell 241. Washington appeals Judge Volpe's decision, *Doc. 57*, which decided that the inspection could occur in January with appropriate protective measures. Judge Volpe didn't clearly err or misapply the law in allowing the inspection to go forward, FED. R. CIV. P. 72(a). But, the Court can't try this case on 22 February 2021 because it will be trying criminal cases that week. Therefore, the trial is continued to 27 September 2021. The need for a prompt inspection is thus eliminated. And the inspection is postponed until May or June. It must be conducted under the terms already set by Judge Volpe—as revised by him, or agreed by the parties, depending on virus conditions at Varner next spring. Appeal, *Doc. 58*, denied as moot. An Amended Final Scheduling Order will issue.

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

22 December 2020